IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2522 OF 2006

IN

SUIT NO. 3959 of 1997

Mr.Inderpal Singh .... Plaintiff

versus

Mr.M.L.Basheer & anr. .. Defendants

Ms.Sheetal Sampat i/b K.Ashar & Co for Plff

None for Defendants

CORAM: SMT.ROSHAN DALVI, J

DATE : 14th November, 2006

P.C.

1. The plaintiff's advocates were changed. The vakalatnama of the later advocate remained to be filed. The name of the later advocate was not shown. The suit came to be dismissed by an order

of the Prothonotary and Senior Master dated 22nd September, 2005. The plaintiff's present advocate seeks to have it restored. For that purpose this Notice of motion is taken out. It has been served upon the advocates for both the defendants under a letter of the plaintiff's advocate dated 2nd August, 2006.

2. No affidavit in reply is filed to the Notice of Motion. The plaintiff deserves to be heard on merits. The Notice of Motion No.2522 of 2006 is made absolute in terms of prayer clauses (a) and (b). Consequently, the defendants shall not sell, transer, dispose of, or alienate the suit property or induct any third party or part with possession of the suit property pending suit.

3. The suit shall be placed on the board in the normal course for hearing.

(Smt R.S.Dalvi,J)